GOVERNMENT OF MADRAS. Secdt. II-28 --60,006—31-10-50.

Health (1951) Department.

~~Endorsement~~
~~D.O.~~
Memorandum
~~Lodged~~

No. 7581 W3/51-6

Dated 15-9-51 ~~195~~

closed
4/4/52
super

FURTHER PAPERS.

Department.	Number.	Series.	Date.
water supply – Sinking a well – Mudkuru village, Mangalore Taluk – South Kanara Dist. – from Collector's grant			

From

The President,
Panchayat Board, Mundkur.

To

The Secretary,
Local Administration Department,
Government of Madras.

Sir,

Subject:- Water supply - Sinking a wall - Mundkur village Mangalore taluk - South Kanara District From Collector's grant.

The Collector of South Kanara proposed to sink a wall a place called Sacchara Guada in Mundkur village, Mangalore Taluk. He called for tenders for the wall work. My Panchayat Board which is situated in the Mulky Rural Development area resolved to undertake to sink the wall in the public interest and also to make a small profit to the Board so that the income of the Board may be enhanced. Thus I, the President of the Board tendered for the work at 2½% less than the estimated amount. For the same work one Sheena Shetty of a neighbouring village who is not even a professional contractor tendered at the estimated rate. My tender which was favourable in terms was accepted by the Collector and I was asked to execute an agreement before the Divisional Engineer (Highways) Mangalore on 14-7-1950 in the matter of execution of the work. I executed the agreement and began to collect materials costing about Rs. 1300/- 1350 After I executed the agreement I was given to understand that my rival contractor re-tendered at 3% lower than the estimated rate. The Collector passed his orders accepting his tender by cancelling my agency for the execution of the work on 31-12-1950. As I was shocked to know his unexpected decision of the Collector, I filed an appeal before the Collector through a lawyer for which an unfavourable order was received. And hence this appeal.

I am extremely sorry for this sort of unkind treatment given to the Panchayat Board by the Government. If such treatments are given to the non-official Presidents and members

P.T.O.

of Panchayat Boards, I am sure, no respectable man from a village will come forward to accept the honourary offices. I request that the Goverment may kindly be pleased to issue a stay order and justice is meated to my Panchayat Board, lest the amount already spent for the work should be a waste.

Yours faithfully

K. Narayana Shetty

Mundkur
13th February '50

PRESIDENT,
Panchayat Board, M u n d k u r.

(A) Copy submitted to the Secretary, Board of Revenue for favour of necessay immediate action.

Copy submitted to the Inspector of Local Boards, Madras, for favour of necessay immediate action.

7163

From

The President,
Panchayat Board,
Mundkur.

To

The Secretary,
Local Administration Department,
Government of Madras.

Sir,

Subject:- Water supply - Sinking a well - *Mundkur Village, Mangalore Taluk - South Kanara District - From Collector's grant.*

In modification of my petition dated 13-2-1951, addressed to you, I request you to read Rs.1350/- for Rs.1300/- put by mistake as the sum advanced for collection of materials in connection with the well in question.

Yours faithfully,

Mundkur,
17th February 1951.

K. Narayana Shetty
President,
Panchayat Board, Munkur.

'X' Copy submitted to the Secretary, Board of Revenue for favour of necessary immediate action.

Copy submitted to the Inspector of Local Boards, Madras, for favour of necessary immediate action.

Please see the letter from the P.P.Bd, Mundkur above. ~~The previous letter of the President~~ The remarks of the Bd of Rev. have been called for on the previous letter of the President - Vide 'X' above pSante - A copy of this letter has gone to the Bd of Rev. No action is necessary on this letter and it may be filed.

26.2.51

26.2.51

26.2.51

Health (W2)

From the P. P. Bd, Mundkur, Letter dated 13-2-51 —

Subj:- P.W.S & D - R.W.S - South Kanara Dt - Mangalore Taluk - Mundkur village - Sinking a well - Contract - Appeal

MEMO:- 7581/51-1-W3(d) 20-2-51

The attention of the Board of Revenue is invited to the letter from the P. P. Bd, Mundkur (South Kanara Dt) cited (copy sent to it) The Bd is requested to offer its remarks at an early date.

To
The Bd of Rev
19-2-51

19.2.51

19.2.51

W1

9

REVENUE DEPARTMENT,

Subject:

RURAL WATER SUPPLY—Comprehensive Scheme—(South Kanara)—Mangalore Taluk Mundukur Village—Sinking a well—Contract appeal.

***

Ref. V. 2248/51-2.

Dated 9-3-1951.

Sri N.C. Thomas, B.A.,
Joint Secretary, Board of Revenue.

Sri W.R.S. Sattianathan, I.C.S.,
Commissioner of Land Revenue.

Read: Government Memorandum No.7581/51-1 W3, H dated 20-2-1951.

REFERENCE:

The Board submits that the matter has been referred to the Collector and that it will submit its remarks on receipt of the report from him.

for Joint Secretary.

To the Secretary to Government, Health Department, Madras.
Copy to the Collector of South Kanara.

Health (W3)

nedr.10-3.

N.R. on 15-4-51

15.3.51 16311 19.3.51

Health/WS

From the Bd of Rev, Ref. U. 2248/51-2 dated 9-3-51

Sub W. S to D - R W.S - South Kanara Dt - Mangalore Taluk - Mundkur village - Sinking a well - Contract - Appeal

MEMO :- 7581/51-2-WS(d) 19-4-51

The Bd of Rev is requested to report the stage at which the matter stands.

16-4-51

18.4.51

17.4.51

The Bd of Rev

Revenue Department

Subject

RURAL WATER SUPPLY - Comprehensive Scheme (South Kanara) Mangalore Taluk-Mundukku village-Sinking a well - contract - appeal.

* ** * ** * ** * ** * ** * ** * ** * ** * ** *

Ref. No. V. 2248/51-4

Madras. Dated 26th April, 1951.

DEPUTY SECRETARY
28 APL 1951
HEALTH DEPARTMENT

From

Sri N.C. Thomas, B.A., Joint Secretary, Board of Revenue, Madras.

Sri W.R.S. Sattianathan, I.C.S., Commissioner of Land Revenue.

Read:-Govt. Memo. No. 7581/51-2.W3. dt. 19.4.51.

1947

Reference:

The Board submits that the matter is pending with the Collector of South Kanara and that it will submit its remarks on receipt of the reply from the Collector.

For Joint Secretary.

To the Secretary to Government, Health Department, Madras.
Copy to the Collector of South Kanara.

yrm. 26/4/

Health (WS)

N. Rm 29-5-51

29-4-51

30.4.51

2.5.51

15

H/1-6.

-F13Cf

Health (W3) Dept.

R.W.S. - Comprehensive Scheme (S.Kanara)- Mangalore Taluk - Mundukku village - Sinking a well - Contract - Appeal.

...

From the Board of Rev., V.2248.51.4 dated 26-4-1951.

...

Memo.No. 7581 W3/57-3 dated 31.5.57.

The Board of Revenue is requested to state whether it has received the report of the Collector of S. Kanara and if so, to expedite its final reply to Govt., Memo.No.7581.51.1.W3 dated 20-2-1951.

125Cf.

To the Board of Revenue.

29.5.57

30.5.51

29.5.51

ASSISTANT SECRETARY
1 JUL 1951
HEALTH DEPARTMENT

17

Revenue Department.
Subject.

RURAL WATER SUPPLY - Comprehensive Scheme (South Kanara) - Mangalore Taluk - Kumkur village - Sinking of a well - Contract.

33257

Station: Madras. Ref.V.2243/51.5 Date 27...51.

From

Sri A.C. Thomas, B.A., Joint Secretary, Board of Revenue.

Sri A.R.S. Sattianathan, I.C.S., Commissioner of Land Revenue.

...

Read: Government Health Department letter No. 75S1W3/51.3 dated 31.5.51.

...

REFERENCE:

With reference to the Government letter cited, the Board submits that a reply is still awaited from the Collector of South Kanara. He is being reminded. The Board's reply will be submitted on receipt of the Collector's report.

2. x x x x

for Joint SECRETARY

To The Secretary to Government,
Health Department, Madras.
(Para 1 only)

The Collector of South Kanara.
(Para 2 only)

SV/29...

29.6.

H.D.
N.R. 1.8.51.

2.7.51

3.7.51

19

Health (W3) Dept.

34/49

D.O.No. 7581/W3/57.4 dt 9.8.57.

[Dear Sri Thomas]

Sub: R.W.S.-Comp Scheme (S. Kanara) Mangalore Taluk- Mundkur Village Sinking of a well- Contract.

Ref: Board's Ref. V.2248/57.5 dt 27.6.57

I am to invite your attention to the ~~Board's~~ reference cited and to enquire when the Board's reply to Govt. Memo 7581/57-1-W3 dt 20.2.57 may be expected

[Y.S.]

To
Sri N.C. Thomas, BA.,
Jt. Secy.,
Bd. of Rev.,
Chepauk,
Madras.

8/8/57

8.8.51

8.8.51

DE

W 21

D. O. No. V.2248/51 Board of Revenue, Madras,
Dated the 17th August 1951.

My dear Venkatrayudu,

Subject.- Rural water supply - Comprehensive scheme - (South Kanara) - Mangalore taluk - Mundkur village - Sinking of a well - Contract.

Ref:- Your D.O. No. 7581/WB-51-4 dated 9-8-51.

I am to state that the Collector's report has been received and is under consideration. The Board's report will be submitted soon.

Yours sincerely,

To

Sri V. Venkatrayudu,
Deputy Secretary to Government,
Health Department.

Revenue Department
Subject

WATER SUPPLY & DRAINAGE - (South Kanara) - Rural water supply Mangalore Taluk - Mundkur village-Sinking a well-Contract - Appeal - Board's remarks - Submitted.

....

Ref.No.V.2248/51-4

Madras. Dated the 22nd August, 1951

From

Sri N.C.Thomas, B.A., Joint Secretary, Board of Revenue, Madras

To

Sri W.R.S.Sattianathan, I.C.S., Commissioner of Land Revenue.

Read:- Petition from the President Panchayat Board dt.13.2.51.
Govt.Memo.No. 7581-51-1.W.3. Health Department dt.20-2-51
From the Collector of South Kanara Rc.No.B.9.5091/51 dated 2-4-51.
From the Collector South Kanara Ref.C.5091/51-B.9 dated 2-4-51.

DEPUTY SECRETARY 31 AUG 1951 43301 HEALTH DEPARTMENT

Reference:-
Submitted to the Government.

2. In the circumstances reported by the Collector the Board submits that the cancellation of the orders issued to the petitioner Sri K.Narayana Shetty cannot be helped and that the petitioner deserves no consideration.

3/- ** **

FOR JOINT SECRETARY.

To the Secretary to Government, Health Department, Madras
with records as per list (paras 1 and 2 only)
Copy to the Collector of South Kanara.
List of records.
L.Dis. 10434/50. (2) L.Dis.11743/50 (3) D.Dis.18089/50 & (4) D.Dis. 4116/51.

Typrn. 22/8/

Copy of South Kanara Collector's letter No. B.9.5091/51 dt.2-4-51 to the Secretary to the Board of Revenue, L.R. Madras.

..

Sub:- Rural Water Supply-Comprehensive scheme-Mangalore Taluk-Mundkur village-Sinking of a well-selection of agency-cancellation order-appeal of Sri Narayana Shetty of Mundkur

Ref:- 1. Board's Endt.No.Ref.V. 2248/51-1 dated 3-3-51.
2. Board's Ref.V. 2248/51-2 dated 9.3.51.

...

It is a fact that the sinking of a well in S.No.187/1 of Mundkur village was sanctioned by my predecessor under the Rural Water Supply comprehensive scheme. One Sri U.Srinivasa Rao was first selected as an agent to execute this work as recommended by the Divisional Engineer Highways. For failure to pay the E.M.D. his agency was cancelled in this office L.Dis.10434/50 dated 24-4-50 and the tender of one Sri K.P.Sheena Shetty was accepted. This again was accepted as recommended by the Divisional Engineer (H). Again in his Ref.1902/B.2/50 dated 30-4-50 this Office L.Dis. 11743/50 the Divisional Engineer (H) reported that two petitions have been received from one M.Mahabala Shetty of Mundkur and another from Sri K.Narayanashetty, President of the Panchayat Board, Mundkur, quoting rates for this work at 2% and 2½% below the estimate rates. The Divisional Engineer (H) Recommended that the offer of Sri K.Narayana Shetty the petitioner in this case, might be accepted as it was below the estimate rate and which was the one quoted by Sri K.P.Sheena Shetty. The

24

Divisional Engineer (H) added that the acceptance of the agency of Sri K.P.Sheena Shetty was not however communicated to him then and therefore the rates quoted by Sri P.Narayana Shetty (the petitioner) could be accepted.

My predecessor accordingly accepted the tender of Sri K. Narayana Shetty at 2½% below the estimate rates, cancelling the orders passed in L.Dis. 10434/50 dated 24-4-50. Subsequently in this office D.Dis. 18889/50 Sri P.P.Sheena Shetty filed another petition stating that he had already done some earth work costing about some Rs.200/- and that his agency may therefore be accepted, but this time, at 3% below the estimate rates.

My predecessor at this stage reviwed the whole case afresh and came to the conclusion that the cancellation of the agency of Sri K.P.Sheena Shetty ordered in this office L.Dis.11743/50 was not justified and accordingly restored the acceptance of his agency after cancelling the orders passed in favour of Sri K. Narayana Shetty (the petitioner).

The petitioner has now sought a revision of the above orders. He had also filed a suit notice in this very case. He was given a suitable reply in my D.Dis. 4116/51 dated 29-3-51, and the papers relating to the suit notice recorded. The petitioner has no substantial case against the Government and he can have no grievance on account of the non-acceptance of his agency.

Records of this office L.Dis.10434/50 L.Dis.11743/50, D.Dis 18089/50 and D.Dis.4116/51 are enclosed for Board's reference and return. The Divisional Engineer (H) has since submitted an agreement executed by Sri K.P.Sheena Shetty for this well work, for acceptance and return, with reference to this office D.Dis. 18089/50 dated 31-12-50, I have not yet accepted this agreement pending final orders on the present petition of Sri K.Narayana Shetty.

/true copy/

Copy of letter Ref.No.C.B.9.5091/51 dt. 2-4-51 from the Collector of South Kanara to the Secretary to the Board of Revenue, Madras.

...

Sub:- Rural Water supply-Comprehensive scheme-Mangalore Taluk Mundkur village-Sinking of a well-selection of Agency cancellation order-appeal of Sri Narayana Shetty of Mundkur.

Ref: 1. Board's Endt.No. V.2248/51-1 dated 3-3-51.
2. Board's Ref.V. 2248/51-2 dated 9.3.51.

...

It is a fact that the sinking of a well in S.No. 187/1 of Mundkur village was sanctioned by my predecessor under the Rural Water supply comprehensive scheme. One Sri U.Srinivasa Rao was first selected as an agent to execute this work as recommended by the Divisional Engineer Highways. For failure to pay the E.M.D. his agency was cancelled in this office L.Dis 10434/50 dated 24-4-50 and the tender of one Sri K.P.Sheena Shetty was accepted. This again was accepted as recommended by the Divisional Engineer (H). Again in his Ref.No.1902/B2 50 dated 30-4-50 this office L.Dis.11743/50 the Divisional Engineer (H) reported that two petitions have been received from one M. Mahabala Shetty of Mundkur and another from Sri K. Narayana Shetty, President of the Panchayat Board Mundkur, quoting rates for this work at 2% and 2½% below the estimate rates. The Divisional Engineer (H) recommended that the offer of Sri K. Narayana Shetty the petitioner in this case might be accepted as it was below the estimate rate and which was the one quoted by Sri K.P.Sheena Shetty. The Divisional Engineer (Highways)

added that the acceptance of the agency of Sri K.P.Sheena Shetty was not however communicated to him then and therefore the rates quoted by Sri K.Narayana Shetty (the petitioner) could be accepted.

My predecessor accordingly accepted the tender of Sri K. Narayana Shetty at 2½% below the estimate rates, cancelling the orders passed in L.Dis.10434/50 dated 24-4-50. Subsequently in this office D.Dis. 18889/50 Sri K.P.Sheena Shetty filed another petition stating that he had already done some earth work costing about some Rs.200/- and that his agency may therefore be accepted, but this time, at 3% below the estimate rates.

My predecessor at this stage reviewed the whole case afresh and came to the conclusion that the cancellation of the agency of Sri K.P.Sheena Shetty ordered in this office L.Dis.11743/50 was not justified and accordingly restored the acceptance of his agency after cancelling the orders passed in favour of Sri K. Narayana Shetty (the petitioner)

The petitioner has now sought a revision of the above orders. He had also filed a suit notice in this very case. He was given a suitable reply in my D.Dis 4116/51 dated 29-3-51, and the papers relating to the suit notice recorded. The petitioner has no substantial case against the Government and he can have no grievance on account of the non-acceptance of his agency.

Records of this office L.Dis.10434/50, L.Dis.11743/50,D.Dis 18089/50 and D.Dis.4116/51 are enclosed for Board's reference and return. The Divisional(H) has since submitted an agreement executed by Sri K.P.Sheena Shetty for this well work for acceptance and return with reference to this office D.Dis. 18089/50 dated 31-12-50. I have not yet accepted this agreement pending final orders on the present petition of Sri K.Narayana shetty.

/true copy/

For Joint Secretary

yrm.22/8/

7581/W3/51 Health (W3) Depot

W.S. and D. - South Kanara Dt
Mangalore Taluk - Mundkur Village
Sinking a well under the R.W.S.
Scheme - Contract. Appeal by
Sri K. Narayana Shetty - Rejected.

4b/15.9

1 & 1-3 Cf

From Sri K. Narayana Shetty, P.P.B.,
Mundkur, petition dt 13.2.1951.
and 17.2.1951

p. 3 K

From the Board of Rev., V.2248/51.4 dt
22.8.1951

Memo. No. 7581/W3/51-6 dt 15.9.51

The Govt. decline to
interfere in the matter.

Sec
6/9/51

NR
6.9.51

To Sri K. Narayana Shetty, 6.9.51
P.P.B., Mundkur,
Mangalore Taluk
(S. Kanara Dt.)
To the Bd. of Rev.
To the Collr. of S. Kanara,
Mangalore (with encls)
report below

Approved
L 8/c.
15/9

Ndc: Please see the petn. from Sri K
Narayana Shetty, P.P.B., Mundkur
Pp 1-3 Cf and the Collector's and
Pp 23-24 Cf the Board's remarks at Pp 23
In the circumstances reported
Pp 23 24 Cf the Collr. of S. Kanara at
'x' on p. 24 Cf and especially w.r. to ~~his~~ seems to be
there is no case for
Govt. in the matter, Submitted

C. No. 7581/W3/51

Health (W3) Depot

W. S. and D. - South Kanara Dt. - Mangalore Taluk - Mundkur Village - Sinking a well under the R. W. S. Scheme - Contract - Appeal by Sri K. Narayana Shetty - Rejected.

Pp 1-3 Cf

p 7 Cf

p 23 Cf

From Sri K. Narayana Shetty, P. P. B., Mundkur petition dt 13.2.1951 and 17.2.1951

From the Board of Rev., V. 2248/51.4 dt 22.8.1951

Memo. No. 7581/W3/51-6 dt 15.9.51

The Govt. decline to interfere in the matter.

6.9.51

6.9.51

6.9.51

To Sri K. Narayana Shetty, P. P. B., Mundkur, Mangalore Taluk (S. Kanara Dt.)

To the Bd. of Rev.

To the Collr. of S. Kanara, Mangalore (with encls) Report below

Approved 18/9

Pp 1-3 Cf

Pp 23-24 Cf

Pp 23-24 Cf

'X' on p 24 Cf

Note: Please see the petn. from Sri K. Narayana Shetty, P. P. B., Mundkur at pp 1-3 Cf and the Collector's and the Board's remarks at pp 23-24 Cf. In the circumstances reported by the Collr. of S. Kanara at pp 23-24 Cf and especially w.r. to 'X' on p. 24 Cf. there seems to be no case for interference by Govt. in the matter, Subject to

LW

order The draft above is submitted for approval

L.A. may See

6/9/51

NR
6.9.51

6.9.51

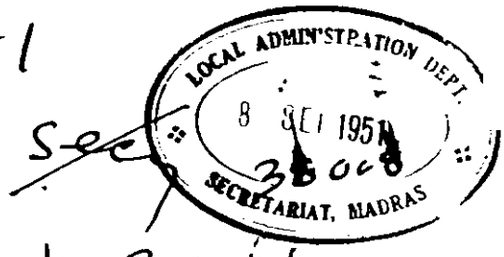
L.A

L A D Health v.o. 7581 W3/51-6

7.9.51

Draft may be accepted.

8/9/51



Sec

H.Cal

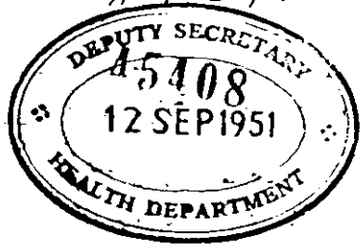
8/9/51

Health

DS
10/9

LA. No: 38008-1c.

11.9.51.



Health (W3) Dept.

The draft memo overleaf may now issue.

KA
12/9/51

NR
12.9.51

12.9.51